

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.7466 OF 1997.

IN

FIRST APPEAL (ST) NO.4559 OF 1995.

.....  
Office notes, office  
memoranda of Coram,  
appearances, Court's Court's or Judge's orders.  
orders or directions  
and Registrar's orders.  
.....

Mrs Geeta Mulekar, A.G.P for the State.  
Shri Anilkumar Patil for the Respondents.

CORAM : ABHAY S.OKA, J.  
DATED : 03rd December, 2007.

P.C.:

1. Heard learned A.G.P appearing for the Applicant and learned Advocate appearing for the Respondents. Prayer in this Application is for condonation of delay of 2 years and 114 days. The learned Advocate appearing for the contesting Respondents brought to my notice that there was an appeal preferred by the Applicant-State of Maharashtra against an award made in a companion reference. There was a delay in preferring the said Appeal and therefore Civil Application No.7467 of 1997 was taken out by the Applicant-State. He has placed on record a copy of order dated 06th February, 2003 passed by this Court by which the said Civil Application No.7467 of 1997 was rejected on merits on the ground that there was no

explanation for delay of 149 days.

2. Considering the fact that the said order has been made by this Court in a companion Appeal, this Application will be governed by the same order.

3. No sufficient cause is made out for condonation of delay of more than two years. Hence, Application is rejected.

**JUDGE**